



3869-006

Combined Declaration and Power of Attorney

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **APPARATUS WITH AUTOMATIC RESPIRATION**
MONITORING AND DISPLAY the specification of which

(check one) ☐ is attached hereto. ☒ was filed on June 16, 2000, as United States Application Serial No. 09/596,730 or PCT International Application No. _____, and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, or Title 35, United States Code, §371, listed below and have also identified below, by checking the appropriate box, any foreign application for patent or inventor's certificate, or of any PCT application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority claimed	
			<input type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	Day/month/year filed	Yes	No
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	Day/month/year filed	Yes	No

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

<u>60/139,516</u>	<u>June 16, 1999</u>
(Application No.)	(Filing Date)
_____	_____
(Application No.)	(Filing Date)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____	_____	_____
(Application No.)	(Filing date)	(Status - patented, pending, abandoned)

(Application No.)

(Filing date)

(Status - patented, pending, abandoned)

And I hereby appoint

George Gottlieb (Reg.No. 22,035)
Michael I. Rackman (Reg.No. 20,639)
James Reisman (Reg.No. 22,007)
Barry A. Cooper (Reg.No. 25,204)
David S. Kashman (Reg.No. 28,725)
Allen I. Rubenstein (Reg.No. 27,673)

Jeffrey M. Kaden (Reg. No. 31,268)
Amy B. Goldsmith (Reg. No. 33,700)
Norbert P. Holler (Reg.No. 17,816)
Tiberiu Weisz (Reg. No. 29,876)
Maria A. Savio (Reg. No. 31,565)

whose address is Gottlieb, Rackman & Reisman, P.C., 270 Madison Avenue, New York NY 10016-0601 (telephone (212) 684-3900), jointly and severally, as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Direct all correspondence and telephone calls to: Tiberiu WEISZ, Esq. at the address and telephone number shown above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Dion Charles Chewe MARTIN

Inventor's Signature [Signature] Date 15 AUGUST, 2000
Residence 1 Norman Street, Concord, New South Wales 2137, AUSTRALIA
Citizenship COMMONWEALTH OF AUSTRALIA
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Full name of second joint inventor, if any Jeffrey Peter SMITH

Inventor's Signature _____ Date _____
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Post Office Address Torrance, California 90501, USA

Full name of third joint inventor, if any _____

Inventor's Signature _____ Date _____
Residence _____
Citizenship _____
Post Office Address _____

LF1A.12/99

(Application No.)

(Filing date)

(Status - patented, pending, abandoned)

And I hereby appoint

George Gottlieb (Reg.No. 22,035)
Michael I. Rackman (Reg.No. 20,639)
James Reisman (Reg.No. 22,007)
Barry A. Cooper (Reg.No. 25,204)
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Full name of sole or first inventor Dion Charles Chewe MARTIN

Inventor's Signature

Date

Residence

1 Norman Street, Concord, New South Wales 2137, AUSTRALIA

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Full name of second joint inventor, if any Jeffrey Peter SMITH

Inventor's Signature

Date 22-AUG-00

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Citizenship

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Inventor's Signature

Date

Residence

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